

HOUSE BILL NO. 381

INTRODUCED BY K. FUREY

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A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING A STATE PUBLIC AGENCY WHENEVER PROCURING FOOD FOR HUMAN CONSUMPTION TO SPECIFY THAT THE FOOD MUST BE PRODUCED OR PROCESSED IN MONTANA; AMENDING SECTION 18-4-232, MCA; AND PROVIDING AN EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

**Section 1.** Section 18-4-232, MCA, is amended to read:

**"18-4-232. Specifications -- rules.** (1) The department shall adopt rules governing the preparation, maintenance, and content of specifications for supplies and services required by the state.

(2) (a) Except as provided in subsection (2)(b), whenever a public agency seeks to procure food for human consumption, the specifications for the food may, at the discretion of the public agency procuring the food, include a requirement that the food be produced or processed in Montana.

(b) Subsection (2)(a) does not apply if the food is procured with funds that prohibit a specification that the food to be procured must be produced or processed in Montana.

~~(2)~~(3) The department shall prepare, issue, revise, maintain, and monitor the use of specifications for supplies and services required by the state."

NEW SECTION. **Section 2. Effective date.** [This act] is effective July 1, 2007.

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